# IAP15 Rec'd PCT/PTO 16 JAN 2007

## Response to Missing Requirements Under 35 USC § 371

Attorney Docket No.: GOWL3.001APC
First Named Inventor: James Keenan

Int'l Application No.: PCT/CA2004/000174

US Application No.: 10/549,881

Entered National Phase: September 16, 2005

Title: MEDICAL DEVICES WITH ENHANCED ULTRASONIC

VISIBILITY

Direct all correspondence to Customer No.: 20995

Date: January 11, 2007

Page 1 of 2

### **Mail Stop PCT**

United States Patent and Trademark Office PO Box 1450 Alexandria, VA 22313-1450 I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: United States Patent and Trademark Office, PO Box 1450, Alexandria, VA 22313-1450, on

Thomas R. Arno, Reg. No. 40,490

Applicant herewith submits to the US Designated/Elected Office (DO/EO/US) the following items and other information:

- (X) This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 USC 371.
- (X) Copy of the Notification of Missing Requirements under 35 USC 371 dated September 11, 2006.
- (X) An Oath or Declaration signed by the inventors (35 USC 371(c)(4)) in 2 pages.
- (X) Return prepaid postcard.

### - FILING FEES'NOT YET PAID:

The present application qualifies for Small Entity status under 37 CFR § 1.27. The fees are based on the Preliminary Amendment filed November 14, 2006.

FEE CALCULATION				
FEE TYPE		CALCULATION	TOTAL	
Late Oath/Decl.	37 CFR § 1.492(h)		\$65	
Excess Claims	30 - 20 = 10	10 x 25 =	\$250	
Excess Ind. Claims	3 - 3 = 0	0 x 100 =	\$0	
Multiple Claim	37 CFR § 1.492(f)		\$0	
2 Month Extension	37 CFR § 1.17(a)(2)		\$225	
LANDGRA 00000012 10549881		SUB TOTAL	\$540	
65.00 DP		TOTAL FEE DUE	\$540	

01/18/2007

01 FC:2617 02 FC:2615

250.00 OP 225.00 OP

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(X) A check in the amount of \$540 is enclosed to cover the above fees.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 11-1410.

Thomas R. Arno Registration No. 40,490 Attorney of Record Customer No. 20,995 (619) 235-8550

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## United States Patent and Trademark Office

60WL3. WIAPC as

UNITED STATES DEPARTMENT OF COMMERCI United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria Viccinia 27313-1450

Alexandria, Virginia 22313-1450 www.uspto.gov

U.S. APPLICATION NUMBER NO.

FIRST NAMED APPLICANT

ATTY. DOCKET NO.

GOWL3.001APC

10/549,881

James Keenan

INTERNATIONAL APPLICATION NO.

PCT/CA04/00174

I.A. FILING DATE

PRIORITY DATE

02/10/2004

03/18/2003

20995 KNOBBE MARTENS OLSON & BEAR LLP 2040 MAIN STREET FOURTEENTH FLOOR IRVINE, CA 92614

CONFIRMATION NO. 7557
371 FORMALITIES LETTER

\*OC000000020372085\*

Date Mailed: 09/11/2006

# NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 09/16/2005
- Copy of the International Search Report filed on 09/16/2005
- Information Disclosure Statements filed on 12/12/2005
- Small Entity Statement filed on 09/16/2005
- U.S. Basic National Fees filed on 09/16/2005
- Priority Documents filed on 09/16/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$725 as a small entity, including any required multiple dependent claim fee, are
  required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are
  due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$790 for a Small Entity:

- \$65 Surcharge.
- Total additional claim fee(s) for this application is \$ 725
  - \$725 for 29 total claims over 20.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

### CHRISTINE S WASHINGTON

Telephone: (703) 308-9140 EXT 228

#### PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.		
10/549,881	PCT/CA04/00174	GOWL3.001APC		

FORM PCT/DO/EO/905 (371 Formalities Notice)